IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIRST DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 1204 of 2005

Between:

K.Lakshmanna @ Lakshmaiah, S/o.Subba Rayudu,
Kakkalapalli Village, Ananthapur Mandal,
Ananthapur District.

..... PETITIONER

AND

1 The A.P.Water Land, Trees Authority, rep.by its Ex-officio Chairman, Hyderabad.
2 The Mandal Revenue officer, Ananthapur Rural Mandal, Ananthapur District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature in the nature of writ of mandamus declaring the inaction of the first respondent in not passing appropriate interim orders upon the appeal filed by the petitioner dt.06-01-05 pending before him as illegal and contrary to the provisions of the A.P. water, Land and Trees Act, 2002 (Act 10/2002) and Article 21 of the Constitution of India and consequently direct the 1st respondent to pass appropriate interim orders in the appeal dated 06.01.05, pending before him, and to pass.

Counsel for the Petitioner:MR. KUNCHEAM MAHESWARA RAO

Counsel for the Respondents: GP FOR REVENUE

The Court at the admission stage made the following :

THE HON'BLE MS. JUSTICE G. ROHINI

WRIT PETITION NO. 1204 OF 2005

ORDER:

Heard the learned Counsel for the petitioner and the learned Government Pleader appearing for the respondents.

As can be seen from the material on record, the only grievance of the petitioner appears to be that in spite of the fact that he filed an appeal on 06.01.2005 against the order of the 2nd respondent dated 14.12.2004, the 1st respondent failed to consider the appeal and no orders have been passed so far even on his application for stay.

Having regard to the facts and circumstances of the case, without expressing any opinion on merits, the writ petition is disposed of with a direction to the 1st respondent to consider the application filed by the petitioner for stay in the appeal filed against the order of the 2nd respondent dated 14.12.2004 and to pass appropriate orders in accordance with law, within a period of one week from the date of receipt of a copy of this order.

1st February, 2005

Note:- CC by 2/2/2005.

(B/O)

Nn.

Copy to:

1 The Ex-officio Chairman, A.P.Water Land, Trees Authority, Hyderabad.
2 The Mandal Revenue officer, Ananthapur Rural Mandal, Ananthapur District.

3. Two C.Cs to the Government Pleader for Revenue, High Court Buildings, High Court of A.P. (O.U.T)

4. Two C.D. copies.